

STATE OF ILLINOIS

ILLINOIS COMMERCE COMMISSION

LE Energy, LLC	:	
	:	
Application for Certificate of	:	Docket No.
Service Authority under Section	:	
19-110 of the Public Utilities Act	:	

APPLICATION

LE Energy, LLC, doing business as Utility Gas and Power ("Applicant"), hereby requests that the Illinois Commerce Commission ("Commission") grant it a certificate of service authority pursuant to Section 19-110 of the Public Utilities Act ("Act"). In support of its application, Applicant states as follows:

General

1. Applicant's name and street address:

LE Energy, LLC
dba Utility Gas and Power
3320 Skyway Dr.
Ste 711
Opelika, AL 36801

2. Related Information

Type of business entity:

Limited-liability Company (LLC)

Jurisdiction in which and under whose laws business entity was created:

Michigan

Other names under which Applicant does business:

Michigan Natural Gas

Federal Employer Identification Number:

46-1948291
Registered agent in Illinois:
CT Corporation

3. Applicant does not currently have other authority from the Commission to be an AGS.
4. Contact persons for the following:
 - a) Issues related to processing this application:
Cliff Hare, CEO
3320 Skyway Dr. Ste 711
Opelika, AL 36801
334-245-0736
Cliff.hare@michigannaturalgasllc.com
 - b) Issues related to retail customers, including complaint resolution:
Philip Cato
3320 Skyway Dr. Ste 711
Opelika, AL 36801
334-321-2260
Philip.cato@michigannaturalgasllc.com
 - c) Technical issues, including scheduling of natural gas deliveries.
Philip Cato
3320 Skyway Dr. Ste 711
Opelika, AL 36801
334-321-2260
Philip.cato@michigannaturalgasllc.com
5. Applicant certifies that it will:
 - a) Comply with all applicable Federal, State, regional and industry rules, practices, policies, procedures and tariffs for the use, operation,

maintenance, safety, integrity, and reliability of the interstate natural gas system;

- b) Provide service to residential or small commercial customers that are eligible to take service from an AGS;
 - c) Comply with informational and reporting requirements that the Commission may by rule establish;
 - d) Comply with all other applicable laws and regulations and Commission rules and orders.
- 6. Applicant agrees to submit good faith schedules of natural gas deliveries in accordance with applicable tariffs.
 - 7. Demonstration that Applicant is licensed to do business in the State of Illinois. Approved Application for Admission to Transact Business, Forms: LLC-45.5 and 1.20 attached. **Attachment 1**
 - 8. Description of Applicant's business. Applicant is a retail energy supplier, currently serving retail customers in the State of Michigan.
 - 9. Applicant seeks to be authorized to serve residential and small commercial customers within the service territories of Nicor, Peoples Gas, and North Shore Gas and small commercial customers within Ameren. Applicant intends to offer variable and fixed price offerings to such customers.
 - 10. Applicant intends to serve all residential and small commercial customers that it is authorized to serve within the State of Illinois, recognizing that the entire state is not open for choice, nor are residential customers in the Ameren service territory.
 - 11. Proof of notification to each utility of Applicant's intent to serve in the utility's service area is provided in **Attachment 2**.
 - 12. Applicant certifies compliance with all applicable terms and conditions required by Section 19-115 of the Act.
 - 13. Applicant agrees to adopt and follow rules and procedures ensuring that authorizations received from customers, customer billing records, and requests for delivery service transmitted to utilities are retained for a period of not less than two calendar years after the calendar year in which they were created.
 - 14. Applicant agrees to adopt and follow rules and procedures to preserve the confidentiality of its customer's data.

15. Applicant does not seek to serve customers within a geographic area that is smaller than a gas utility's service area.
16. Applicant certifies that all marketing materials that make statements concerning prices, terms and conditions of service contain information that adequately disclose the prices, terms and conditions of the products or services that the Applicant is offering or selling to the customers.
17. Applicant certifies that, prior to switching any customer from another supplier, the Applicant will provide the customer written information that adequately discloses, in plain language, the prices, terms and conditions of the products and services being offered and sold to the customer.
18. Applicant certifies that it will provide to the residential customer accurate, timely, and itemized billing statements that describe the products and services provided to the customer and their prices and that specify the gas consumption amount and any service charges and taxes; and an additional statement, at least annually, that adequately discloses the average monthly prices, and the terms and conditions, of the products and services sold to the residential customer.
19. Applicant certifies that it will provide refunds of any deposits with interest within 30 days after the date that the residential or small commercial customer changes gas suppliers or discontinues service if the customer has satisfied all of its outstanding financial obligations to the Applicant at an interest rate set by the Commission which shall be the same as that required of gas utilities.
20. Applicant certifies that it will provide timely refunds of any undisputed overpayments upon oral or written request of the residential or small commercial customer.
21. Applicant hereby provides in **Attachment 3**, its procedures that address the manner in which the Applicant will resolve disputed bills with its customers.
22. Applicant certifies that it will inform its customers how to contact the Commission to obtain consumer education materials provided pursuant to Section 19-125 of the Act.
23. Applicant has never been denied a natural gas supplier license in any state in the United States.
24. Applicant has never had a natural gas supplier license suspended or revoked by any state in the United States.
25. Applicant does not have natural gas supplier license applications that are pending in other states in the United States.

26. Applicant is **NOT** the subject of any lawsuits filed in a court of law or formal complaints filed with a regulatory agency alleging fraud, deception or unfair marketing practices, or other similar allegations. Additionally, Applicant has **NOT** had any informal complaints filed against it or an affiliate in Illinois.
27. Applicant certifies its commitment of resources to the management of sales and marketing staff, through affirmative managerial policies, independent audits, technology, hands on field monitoring and training, and, in the case of any sales personnel or sales agents, within the State of Illinois, the applicant's managerial presence within the State.

Financial Qualifications

28. Applicant's required license or permit bond is provided in **Attachment 4**.
29. Applicant's financial qualifications pursuant to Subsection 551.80, subsection a., are provided in **Attachment 5(a and b)**. The Dun and Bradstreet Paydex score is **80** and the Experian Small Business Intelliscore is **66**.

Technical Qualifications

30. Applicant will not use natural gas transmission or distribution facilities that it owns, controls or operates in serving customers. Required materials supporting Applicant's technical qualifications are provided in **Attachment 6**, Industry experience of LE Energy principals.

Managerial Qualifications

31. Required materials supporting Applicant's managerial qualifications are provided in **Attachment 7a** and Corporate Org Chart in **7b**.

WHEREFORE, Applicant requests that the Commission grant its application for service authority to serve residential and small commercial natural gas customers in Nicor, Peoples Gas, North Shore Gas and small commercial customers in Ameren.

Respectfully submitted,

LE Energy, LLC

dba / Utility Gas and Power

By: _____
CEO

Cliff J. Hare
LE Energy, dba Utility Gas and Power
3320 Skyway Dr. Ste 711
Opelika, AL 36801
334-245-0736
Cliff.hare@michigannaturalgasllc.com

VERIFICATION

STATE OF ALABAMA
COUNTY OF LEE

) ss:

J. Philip Cato, being first duly sworn, deposes and says that he is the President of LE Energy, LLC [Applicant]; that he has read the foregoing Application of [Applicant], and all of the attachments accompanying and referred to within the Application; and that the statements contained in the Application and the attachments are true, correct and complete to the best of his knowledge, information and belief.

J. Philip Cato

Subscribed and sworn to before me
this __ day of _____, 2015.

Notary Public

[Stamp of Notary]